

Serial No. 09/728153

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Hiroshi Nomura	Examiner:	Latoya I. Cross
Serial No.:	09/728153	Group Art Unit:	1743
Filed:	12/2/2000	Docket No.:	01875.0005-US-01
Title:	SURFACE-MODIFIED WICK FOR DIAGNOSTIC TEST STRIP		

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: EL 984581029 US

Date of Deposit: April 27, 2005

The undersigned hereby certifies that this Transmittal Letter and the papers and/or fees, as described herein, are being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

LETTER ACCOMPANYING PAYMENT OF THE ISSUE FEE

Mail Stop Issue Fee  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

On February 16, 2005, applicants filed a Request After Allowance for Examiner to Initial References on Form PTO/SB/08A. On April 11, 2005, after a couple of prior attempts by voicemail to reach the examiner, an assistant to the undersigned spoke with Examiner Cross, who stated that the Form PTO/SB/08A would be initialed and furnished to the undersigned by the end of the day. Not having received the initialed form, the undersigned's assistant attempted on several further occasions to contact the examiner. On April 25, 2005, the undersigned's assistant spoke with Examiner Cross who stated that she might have some concern about one of the references, would discuss the reference with her supervisor, and would either initial the form or withdraw the application from issue.

Today is the deadline for payment of the issue fee. Having received no correspondence from the examiner despite further attempts to reach her, and having placed a call today to the examiner's supervisor without success, applicants must pay the issue fee without knowing of the outcome of the examiner's consideration of the references. However, applicants have discharged their duty of disclosure inasmuch as the references were submitted to and have been received by the Office. In the event that the examiner decides not to withdraw the application from issue, the examiner is requested to return an initialed Form PTO/SB/08A for the record, and to ensure that the references are included in the "Cited References" section of the patent. In the event that the examiner decides to withdraw the application from issue, the examiner is requested to refund applicant's payment of the issue fee.

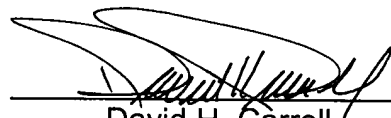
The examiner is invited to telephone the undersigned at (952) 253-4135 should she have any questions on this matter.

Respectfully submitted,

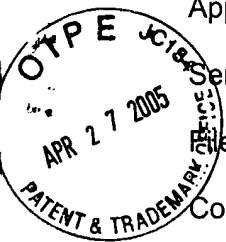
Altera Law Group, LLC  
Customer No. 22865

Date: April 27, 2005

By:

  
\_\_\_\_\_  
David H. Carroll  
Reg. No. 29,903  
DHC/mar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant: Hiroshi Nomura Examiner: Latoya I. Cross  
Serial No.: 09/728153 Group Art Unit: 1743  
Filed: December 2, 2000 Docket No.: 01875.0005-US-01  
Confirmation No.: 3652

Title: SURFACE-MODIFIED WICK FOR DIAGNOSTIC TEST STRIP

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: EL 984581029 US

Date of Deposit: April 27, 2005

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By: 

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

- ☒ This Certificate of Express Mailing (1 page)
- ☒ Transmittal Form (PTO/SB/21) (1 page)
- ☒ Fee Transmittal for FY 2005 in duplicate (PTO/SB/17) (2 pages)
- ☒ Issue Fee Transmittal Form (PTOL 85) (1 page)
- ☒ Letter Accompanying Payment of Issue Fee (2 pages)
- ☒ Check in the amount of \$1,000.00 for issue/publication fees (1 item)
- ☒ Return postcard (1 item)

Respectfully submitted,

Altera Law Group, LLC  
Customer No. 22865

Date: April 27, 2005

By: 

David H. Carroll  
Reg. No. 29,903  
DHC/mar



PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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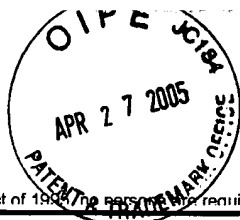
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/728,153	
	Filing Date	December 2, 2000	
	First Named Inventor	Hiroshi Nomura	
	Art Unit	1743	
	Examiner Name	Latoya I. Cross	
Total Number of Pages in This Submission	7 pgs.	Attorney Docket Number	01875.0005-US-01

and 2 items		ENCLOSURES (Check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form (in duplicate - 2 pgs.) <input checked="" type="checkbox"/> Fee Attached (1 item) <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Issue Fee Transmittal Form (PTOL-85) (1 page) Certificate of Express Mailing (1 page) Return receipt postcard (1 item) <b>Letter Accompanying Payment</b>	
Remarks			
of Issue Fee (2 pages)			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Altera Law Group, LLC		
Signature			
Printed name	David H. Carroll		
Date	April 27, 2005	Reg. No.	29,903

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature	EL 984 581029 US		
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (12-04v2)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, the information on this form is required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,000

**Complete if Known**

Application Number	09/728,153
Filing Date	December 2, 2000
First Named Inventor	Hiroshi Nomura
Examiner Name	Latoya I. Cross
Art Unit	1743
Attorney Docket No.	01875.0005-US-01

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 50-1038 Deposit Account Name: Altera Law Group, LLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES****Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 20 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 or HP = \_\_\_\_\_ x \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
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**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Utility issue fee/publication fee 1,000**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent) 29,903	Telephone (952) 253-4135
Name (Print/Type)	David H. Carroll	Date April 27, 2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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